

**IN THE UNITED STATES DISTRICT COURT FOR
THE NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

**UTILITY WORKERS UNION
OF AMERICA,
LOCAL 270,**

Plaintiff,

v.

**FIRSTENERGY GENERATION
CORPORATION,**

Defendant.

CASE NO. 1:06-CV-01528

JUDGE GAUGHAN

**NOTICE OF VOLUNTARY
DISMISSAL**

Pursuant to Federal Rules of Civil Procedure, Rule 41(a)(1)(i) and because the Defendant neither has served an answer nor a motion for summary judgment, Plaintiff Utility Workers Union of America, Local 270 hereby dismisses its action without prejudice.

JOYCE GOLDSTEIN & ASSOCIATES

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So Ordered.

/s/ Patricia A. Gaughan
6/28/06

Counsel for the Plaintiff